

Attorney's Docket No. 007157/239838 (5543-17)

PATENT

**RESPONSE UNDER 37 C.F.R. 1.116 - EXPEDITED  
PROCEDURE - EXAMINING GROUP 1617**

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re: Stein *et al.*  
Appl. No.: 09/973,375  
Filed: October 9, 2001  
For: METHODS FOR THE TREATMENT OF A TRAUMATIC  
CENTRAL NERVOUS SYSTEM INJURY

Confirmation No.: 5877  
Group Art Unit: 1617  
Examiner: Shaojia A. Jiang

March 28, 2003

BOX AF  
Commissioner for Patents  
Washington, DC 20231

**AMENDMENT AFTER FINAL ACTION  
PURSUANT TO 37 C.F.R. § 1.116**

Sir:

In response to the Final Office Action of November 20, 2002, Applicant respectfully requests reexamination and reconsideration in view of the following remarks.

REMARKS

Status of the Claims

Claims 1-20 have been rejected. Claims 1-20 remain pending.

The Rejection of the Claims Under 35 U.S.C. §103 Should Be Withdrawn

Claims 1-20 remain rejected under 35 U.S.C. §103(a) as being obvious in view of Roof *et al.* (1994) *Experimental Neurology* 129:64-69; Roof *et al.* (1992) *Restorative Neurology and Neuroscience* 4:425-427; Roof *et al.* (1997) *Molecular and Chemical Neuropathology* 31:1-11; and, U.S. Patent No. RE.35,517 (Gee *et al.*), in view of Applicants admissions. This rejection is respectfully traversed.

First, the Examiner maintains that page 2, lines 28-31 of the specification represents an admission by Applicants that "a traumatic brain injury is tightly associated with GABA" (Page 3

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